



**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

RICHARD F. WHITE, JR.,	:	
	:	C.A. NO.: 05-53 GMS
Plaintiff,	:	
	:	DEMAND FOR JURY TRIAL
v.	:	
	:	
FEDERAL EXPRESS CORPORATION,	:	
	:	
Defendant.	:	

**DEFENDANT'S INITIAL DISCLOSURES PURSUANT TO RULE 26(a)(1)**

1. Give the name and, if known, the address and telephone number of each individual likely to have discoverable information that the disclosing party may use to support its claims or defenses, unless solely for impeachment, identifying subjects of the information.

**ANSWER:** Plaintiff Richard F. White, Jr.

Thomas Salvo  
57 Sofia Drive  
Blackwood, NJ 08012  
(856) 261-3814

Larry Benedict  
1805 Arrow Trail  
Medford, NJ 08094  
(856) 218-7233

Berlin Police Department  
Address and Phone Number Unknown

John J. Kinee  
Loftus Adjustment Service Inc.  
Suite 63  
One Cherry Hill  
Cherry Hill, NJ 08002  
(856) 667-8825

Monroe Auto Body  
1769 Glassboro Road  
Williamstown, NJ 08094  
(856) 881-8210

Joe Cutter  
Cutter Appraisals  
Address and Phone Number Unknown

William Mariani  
Holman Ford  
3641 Route 42 South  
Turnersville, NJ 08012  
(856) 728-6600

Enterprise Rent-A-Car  
1971 Blackhorse Pike  
Williamstown, NJ 08094-9121  
(856) 910-1223

Thomas Dittoe  
Manager- Liability Claims  
3925 Embassy Parkway  
P.O. Box 5459  
Akron, Ohio 47334  
(330) 665-8517

2. Identify a copy of, or description by category and location of, all documents, data compilations, and tangible things that are in possession, custody, or control of the party that the disclosing party may use to support its claims or defenses, unless solely for impeachment.

**ANSWER:** Counsel for defendant is in possession of a copy of the investigating police officer's report, a record statement resume for a statement given by Larry Benedict on September 23, 2003, two color photographs of the accident scene, four color photographs of the plaintiff's vehicle and trailer, three color photographs of the vehicle operated by Mr. Salvo, and damage estimate(s) and related documents for the plaintiff's vehicle. I am happy to make copies of any or all of these documents upon your request.

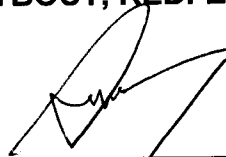
3. Give a computation of any category of damages claimed by the disclosing party, making available for inspection and copying as under Rule 34 the documents or other evidentiary materials, not privileged or protected from disclosure, on which such computation is based, including materials bearing on the nature and extent of the injuries suffered.

**ANSWER:** Not applicable to the defendant.

4. Identify for inspection and copying as under Rule 34 any insurance agreement under which any person carrying on any insurance business may be liable to satisfy part or all of a judgment which may be entered in the action or to indemnify or reimburse for payments made to satisfy a judgment.

**ANSWER:** Fed Ex Ground Package System, Inc. operates as a self-insured having a self-insured retention of \$ 3,000,000. Excess insurance is provided by The Protective Insurance Company. Fed Ex Ground is of the opinion that its self-insured retention is in excess of the plaintiff's alleged damages if any.

**TYBOUT, REDFEARN & PELL**



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**DAVID G. CULLEY, ESQUIRE**  
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Attorneys for Defendant

DATED: April 22, 2005

**CERTIFICATE OF SERVICE**

I, DAVID G. CULLEY, hereby certify that on this 22<sup>nd</sup> day of April, 2005, I electronically filed the attached document(s) with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following:

Michael I. Silverman, Esquire  
Silverman, McDonald & Friedman  
1010 North Bancroft Parkway  
Suite 22  
Wilmington, DE 19805

**TYBOUT, REDFEARN & PELL**

*/s/ David G. Culley*

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DATE: April 22, 2005